

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

BETTE JEAN MCDONALD,

Plaintiff,

v.

JOHN E. GILBERT, III,

Defendant.

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: 10-cv-06702 (DGL) (JWF)

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: **NOTICE OF MOTION**
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PLEASE TAKE NOTICE that, upon the accompanying memorandum of law and Declaration of Dori A. Lewis, executed on June 29, 2012, and upon all prior pleadings and proceedings herein, the undersigned, attorneys for Plaintiff Bette Jean McDonald, hereby moves this Court for an *in limine* ruling to exclude evidence of the Closing Report and Conclusion in the Inspector General's Investigation of Plaintiff Bette Jean McDonald's Allegation pursuant to Federal Rules of Evidence 403, 803(6) and 803(8)(c), and in support of Plaintiff's Exhibit 141, and for such other and further relief as the Court may deem just and proper.

Dated: New York, NY
June 29, 2012

Respectfully submitted,

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